



OCT 24 1985

Edward T. McCabe
Vice President and General Counsel

H. Richard George
Judith S. Freyman

Beatrice Meats, Inc.
Subsidiary of Beatrice Companies, Inc.
Law Department
1919 Swift Drive
Oak Brook, IL 60521
312 850 5632

October 23, 1985

Ms. Cynthia Pugh
Ecology and Environment, Inc.
111 West Jackson Boulevard
Chicago, Illinois 60604

RE: SITE NAME: RESEARCH FARM
TDD NO.: RO5-8393-01F

Dear Ms. Pugh:

Your letter dated October 18, 1985 to Mr. McCabe has been referred to me. Your letter/inquiry/advice is misdirected since Beatrice Meats, Inc., formerly Swift & Company, is not now and never has been the owner of the above premises. It has not been as your letter states "your [our] facility". I will set forth the basic facts for you.

Beatrice Meats, Inc., formerly Swift & Company is not, and cannot be the owner or a responsible party, in view of its organization on September 3, 1980. On that date, a corporation was formed named Transitory Food Processors, Inc. under the laws of the State of Delaware. Subsequently, on October 24, 1980, the corporation named Transitory Food Processors, Inc. changed its name to "Swift & Company" which is the Swift & Company which was merged into Beatrice Meats, Inc. on July 1, 1985. That Swift & Company has not been, and is not now, the owner, operator, generator or successor in interest to the facility you designate as Research Farm. Supporting these facts I can supply the following documents:

1. A photocopy of Certificate of Incorporation of Transitory Food Processors, Inc. dated August 25, 1980 and Certificate of the Secretary of State of the State of Delaware dated September 3, 1980 as to the filing of Transitory's Certificate of Incorporation.
2. A photocopy of Certificate of Amendment of Certificate of Incorporation of Transitory Food Processors, Inc. dated October 15, 1980 to which is attached a Certificate

of the Secretary of State of the State of Delaware dated October 24, 1980 accepting and receiving the filing of that Amendment.

3. A photocopy of Certificate of Authority to Transact Business of the Secretary of State of the State of Illinois dated October 14, 1980 showing qualification of Transitory Food Processors, Inc. in that state.
4. A photocopy of amended Certificate of Authority to Transact Business of the Secretary of State of the State of Illinois dated December 10, 1980 showing change of name of Transitory Food Processors, Inc. to Swift & Company.
5. A photocopy of Amended Certificate of Authority to Transact Business of the Secretary of State of the State of Illinois dated June 17, 1985 for Beatrice Meats, Inc.

On October 24, 1980, just prior to Transitory changing its name to "Swift & Company", the former Swift & Company changed its name to Swift Independent Packing Company.

As you can see from the above, Beatrice Meats/Swift & Company/Transitory Food Processors, Inc. was organized on September 3, 1980 and this organization could not have been the owner/operator, etc. prior to such date. We have no objection to your visiting the site but simply point out that we have no authority - and never did have authority - to give you permission - you must obtain that from the rightful owner.

I have discussed this with Mr. McCabe and we simply do not know anyone connected with the site in question.

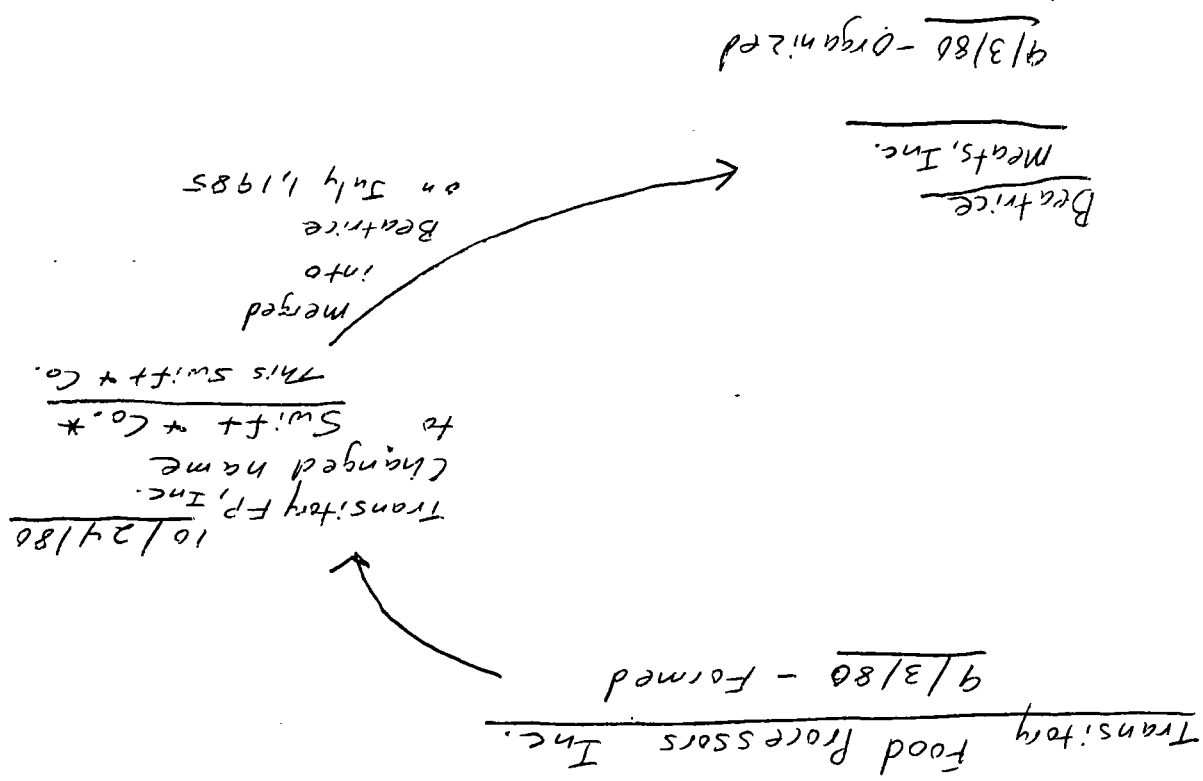
Sincerely yours,


H. Richard George

mg

CC: Mr. D. C. Gott
Swift Independent Packing Company
115 West Jackson Boulevard
Chicago, Illinois 60604

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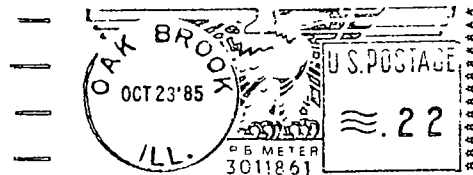
10/24/80 :
just prior
to Transitory
name Δ to
Swift & Co. →

Former Swift & Co. Changed name
to Swift Independent Packing Co.

Beatrice



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